



BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA

FILED

01/06/23

04:59 PM

C2301003

Mei Gu,

Complainant,

vs.

Southern California Gas Company (U904G),

Defendant.

Case

Complaint
(Rule 4.2)

COMPLAINANT	DEFENDANT
<p>Mei Gu Attn: Dann Duncan, Esq. Law Offices of Dann L. Duncan 136 N. Grand Avenue, Ste. 318 West Covina CA 91791 T: 626-339-4976 Email 1: lloodld@yahoo.com Email 2: ms.meigu@gmail.com</p>	<p>Southern California Gas Company (U904G) Attn: Gary Lenart, Tariff Manager 555 West Fifth Street, GT14D6 Los Angeles, CA 90013-1011 T: 213-244-2424 E-mail 1: Glenart@SoCalGas.com E-mail 2: tariffs@socalgas.com</p>

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

(A)

MEI GU, an Individual

COMPLAINANT(S)

VS.

(B)

SOUTHERN CALIFORNIA
GAS COMPANY

DEFENDANT(S)

(Include Utility "U-Number", if known)

(for Commission use only)

(C)

Have you tried to resolve this matter informally with
the Commission's Consumer Affairs staff?

☒ YES

☐ NO

Has staff responded to your complaint?

☒ YES

☐ NO

Did you appeal to the Consumer Affairs Manager?

☐ YES

☒ NO

Do you have money on deposit with the
Commission?

☐ YES

☒ NO

Amount \$ _____

Is your service now disconnected?

☐ YES

☒ NO

COMPLAINT

(D)

The complaint of (Provide name, address and phone number for each complainant)

Name of Complainant(s)	Address	Daytime Phone Number
MEI GU	1029 S. Easthills Dr., West Covina, CA 91791	818.281.5425

respectfully shows that:

(E)

Defendant(s) (Provide name, address and phone number for each defendant)

Name of Defendant(s)	Address	Daytime Phone Number
SOUTHERN CALIFORNIA GAS COMPANY	932 Citrus Ave., Covina, CA 91722	(800) 427-2200

(F)

Explain fully and clearly the details of your complaint. (Attach additional pages if necessary and any supporting documentation)

On 3/31/2022, SoCalGAS (SCG) re-noticed "preventative maintenance work", DRIP coring, set for 4/6/2022, citing RULE 25, Ingress & Egress rights for entry over my objection, absent a showing of reasonable connection with the furnishing of gas, including determination of priority assignments, and exercise of any and all rights, secured by law. SCG responded citing 49CFR 192.1007(d), "Identify and implement measures to address risks.", to which I requested information so as to confirm a claimed legal right of entry:

1. Sources used to determine the 1985 installed anodeless riser possess a risk or threat of gas leak (annual report required by §191.11.
2. For the Ponderosa Development neighborhood, number of riser leaks & non-hazardous Code 3 Steel leaks detected.
3. The rated importance of, and estimate of the rank the risks posed to the current riser.
4. Whether the riser had been inspected, by remote, non-invasive means, for corrosion/damage/leakage (e.g., before re-coring)? SCG indicated my risers potential contact with earth and water was the criteria.
NOTE: my riser is embedded in concrete, under eaves, proper concrete runoff slope, with no evidence of rusting at the riser, the meter is properly installed per 49 CFR Sec. 192.353. Other similar situated home owners in my development report no such required coring.

My response was the information provided lacked specific answers to my inquiries, any legal right to enter, (e.g., 4th. and 5th Amendments), & did not support a "safety" obligation". SCG then noticed termination of services, 10/18, which initiated a timely CPUC Informal Complaint (568261), denied 10/12/2022, based on no CPUC violation of rules/regulations, prompting this timely Formal Complaint. As neither SCG nor CPUC addressed my 4th. Amendment rights, from unwarranted/unnecessary intrusion, this Complaint is justified.

(G) Scoping Memo Information (Rule 4.2(a))

(1) The proposed category for the Complaint is (check one):

☒ adjudicatory (most complaints are adjudicatory unless they challenge the reasonableness of rates)

☐ ratesetting (check this box if your complaint challenges the reasonableness of a rates)

(2) Are hearings needed, (are there facts in dispute)? ☒ YES ☐ NO

(3) ☒ Regular Complaint ☐ Expedited Complaint

(4) The issues to be considered are (Example: The utility should refund the overbilled amount of \$78.00):

1. SCG duty to possessors of real property is limited to "ordinary care".
2. SCG has not, but should, make a showing of the potential safety threat resulting in riser leakage & need for re-coring, potentially or actually resulting in an unnecessary increased cost of gas delivery. CPU's statutory mandate is to "obtain the lowest possible rate for service". CPUC should be compelled to address my specific concerns listed above, ensuring SCG is not gaining an economic advantage.
3. The CPU/SCG regulations, municipality ROW over private property, right to entry, constitutes a "physical taking", which absent a clear health and safety issue should not be allowed. The 5th. A's taking requires compensation, that without is a trespass, and termination of service should be prohibited.
4. The 4th. Amendment prohibition of "unreasonable government (Third Party Doctrine), physical intrusion, into a constitutionally protected area constitutes a search.", which requires a "probable cause" warrant. Absent SCG's justification of its' "safety" obligation, intrusion under Rule 25, et.al., is improper, and should be denied.

- (5) The proposed schedule for resolving the complaint within 12 months (if categorized as adjudicatory) or 18 months (if categorized as ratesetting) is as follows:

Prehearing Conference: Approximately 30 to 40 days from the date of filing of the Complaint.

Hearing: Approximately 50 to 70 days from the date of filing of the Complaint.

Prehearing Conference (Example: 6/1/09):	12/01/2022
Hearing (Example: 7/1/09)	12/29/2022

Explain here if you propose a schedule different from the above guidelines.

(H)

Wherefore, complainant(s) request(s) an order: State clearly the exact relief desired. (Attach additional pages if necessary)

1. SCG make a showing the potential safety threat resulting in riser leakage & need for re-coring.
2. CPUC should be compelled to address my specific concerns listed in (F), #1-4, above.
3. Termination of service prohibited pending resolution of this matter.
4. Absent SCG's justification of its' "safety" obligation, intrusion under Rule 25, et.al, is improper, and should be denied.

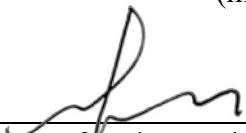
(I)

OPTIONAL: I/we would like to receive the answer and other filings of the defendant(s) and information and notices from the Commission by electronic mail (e-mail). My/our e-mail address(es) is/are:

loodld@yahoo.com

(J)

Dated West Covina, California, this 24 day of October, 2022
(City) (date) (month) (year)




Signature of each complainant

(MUST ALSO SIGN VERIFICATION AND PRIVACY NOTICE)

(K)**REPRESENTATIVE'S INFORMATION:**

Provide name, address, telephone number, e-mail address (if consents to notifications by e-mail), and signature of representative, if any.

Name of Representative:	Law Office Of Dann L. Duncan
Address:	POB 4308, West Covina, CA 91791-4308
Telephone Number:	626-339-4976
E-mail:	loodld@yahoo.com
Signature	

VERIFICATION
(For Individual or Partnerships)

I am (one of) the complainant(s) in the above-entitled matter; the statements in the foregoing document are true of my knowledge, except as to matters which are therein stated on information and belief, and as to those matters, I believe them to be true.

I declare under penalty of perjury that the foregoing is true and correct.

(L)

Executed on 10/24/2022, at West Covina, California
(date) (City)



(Complainant Signature)

VERIFICATION
(For a Corporation)

I am an officer of the complaining corporation herein, and am authorized to make this verification on its behalf. The statements in the foregoing document are true of my own knowledge, except as to the matters which are therein stated on information and belief, and as to those matters, I believe them to be true.

I declare under penalty of perjury that the foregoing is true and correct.

(M)

Executed on _____, at _____, California
(date) (City)

Signature of Officer

Title

(N) NUMBER OF COPIES NEEDED FOR FILING:

If you are filing your formal complaint on paper, then submit one (1) original, six (6) copies, plus one (1) copy for each named defendant. For example, if your formal complaint has one defendant, then you must submit a total of eight (8) copies (Rule 4.2(b)).

If you are filing your formal complaint electronically (visit <http://www.cpuc.ca.gov/PUC/efiling> for additional details), then you are not required to mail paper copies.

(O) Mail paper copies to: California Public Utilities Commission
Attn: Docket Office

505 Van Ness Avenue, Room 2001
San Francisco, CA 94102

PRIVACYNOTICE

This message is to inform you that the Docket Office of the California Public Utilities Commission ("CPUC") intends to file the above-referenced Formal Complaint electronically instead of in paper form as it was submitted.

Please Note: Whether or not your Formal Complaint is filed in paper form or electronically, Formal Complaints filed with the CPUC become a public record and may be posted on the CPUC's website. Therefore, any information you provide in the Formal Complaint, including, but not limited to, your name, address, city, state, zip code, telephone number, E-mail address and the facts of your case may be available on-line for later public viewing.

Having been so advised, the Undersigned hereby consents to the filing of the referenced complaint.



Signature

10/24/2022

Date

Mei Gu

Print your name